



# Haryana Government Gazette

## EXTRAORDINARY

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### HARYANA GOVERNMENT

#### HEALTH DEPARTMENT

#### Notification

The 5th August, 2021

**No. 32/05/2019-6HB-I.**— In supersession of State Govt. Notification No. 28/195/82-6HB-1 dated 12.09.2013 regarding the medical authorities for assessment & issuance of disability certificate and in pursuance of the provisions of Sub-section (1) of Section 57 under Chapter X of the Rights of Persons with Disabilities Act, 2016, Rules 2017, Guidelines 2018, as amended from time to time; the Governor of Haryana hereby specifies the institutions mentioned in the table given below as "Certifying/Medical Authorities" along with their area of "Jurisdiction" for the purpose of assessment and issuance of Certificate of Disability.

Special tools and tests, as indicated in the guidelines for the purpose of assessing the extent of specific disability in a person, as notified by Government of India vide notification dated 04.01.2018 and amendments thereof, under the Rights of Persons with Disabilities Act, 2016; shall be conducted and recorded by the Certifying/Medical Authorities before issuing such Certificate of Disability.

#### 1. Application for disability certification:

A. Any person with disability may apply in Form-IV (**Annexure-1**), as prescribed under the Rights of Persons with Disabilities Rules, 2017, for a certificate of disability to-

- (i) The concerned Civil Surgeon of the district of applicant's residential address, as per document, attached as proof with the application, physically or online through UDID portal,

or

- (ii) The concerned Certifying/Medical Authority in a Government Medical College, where he/she may be undergoing or may have undergone treatment in connection with his disability.

Provided that, where a person with disability is a minor or suffering from mental retardation or any other disability which renders him unfit or unable to make such an application himself, the application on his behalf may be made by his legal guardian.

**B.** The application shall be accompanied by –

- (a) Proof of Identification and residence; as mentioned in the application Form-IV (**Annexure-1**) or Aadhaar/ Aadhaar enrolment number; and
- (b) Two recent passport size photographs; and
- (c) Treatment record, investigation reports, x-rays, etc.

**Note:** No other proof of identification or residence shall be demanded from the applicant, who submits Aadhaar or Aadhaar enrolment number.

## 2. Issuance of ‘Certificate of Disability’:

- (i) On receipt of an application, the Certifying/Medical Authority shall, after verifying the information as provided by the applicant and satisfying itself that the applicant is a person with disability, assess the applicant for disability, in accordance with the guidelines issued by Government of India and issue a Certificate of Disability in the favour of applicant in **Form-V** (in cases of amputation/ complete permanent paralysis of limbs/ dwarfism/ blindness), **Form-VI** (in cases of multiple disabilities) and **Form-VII** (in cases other than those mentioned in Form V & VI), **Annexure-2, 3 & 4** respectively, as the case may be.
- (ii) The Certificate of Disability shall be issued, as far as possible, within a week of assessment by Certifying/Medical Authority, but in any case, not later than **one month** from such date.
- (iii) The Certificate of Disability shall include all the details, such as diagnosis, name of disease/medical condition, involvement of organ(s), type & degree (%) of disability, validity of certificate, name & designation of all the members (with stamp), etc. **No** abbreviations/ short forms/ hand written text to be used.
- (iv) All the sections/fields mentioned in Certificate of Disability shall be filled, not applicable sections/fields to be marked as NA; however, nothing shall be left blank.
- (v) The Certificate of Disability shall be issued only to the persons having benchmark disability i.e. when degree of disability is 40% or more.
- (vi) If an applicant is found ineligible for issuance of Certificate of Disability, the Certifying/Medical authority shall convey the reasons to him/her in writing, under **Form-VIII (Annexure-5)**, within a period of one month from the date of receipt of application.
- (vii) The Certificate of Disability shall also be granted on online portal i.e. UDID portal ([swavlambancard.gov.in](http://swavlambancard.gov.in))
- (viii) Complete record of each application for disability certification received in the office of concerned Civil Surgeon; along with details of its final outcome i.e. rejection/approval/referral and copies of Form V/ VI/ VII/ VIII/ Speaking Order, as the case may be, shall be maintained in computerized/digital form.

## 3. General Guidelines:

- (i) The Certifying/Medical Authority shall meet on every working **Wednesday**.
- (ii) All Motor Accidental & Claimed Tribunal (MACT) cases shall be charged Rs. 100/- for each certificate. The amount thus collected shall be deposited in account of user charges.
- (iii) The District Certifying/Medical Authority may take the services of a specialist from other Govt. hospitals of the district, if required.
- (iv) The investigations/tests, prescribed to evaluate the disability, shall be conducted only in Govt. Institutions, on recommendation of the specialists.
- (v) In cases, when District Certifying/Medical Authority is unable to issue such certificate, only if supported by justified reason(s), such as non-availability of a specialist or specialized investigation/test required for assessment of specific disability in the district, etc.; it would refer such cases to concerned Regional Certifying/Medical Authority (as per allocation of districts by Govt. of Haryana/ DMER/ DGHS, from time to time) by passing speaking order to this effect.

**4. CERTIFYING/ MEDICAL AUTHORITIES:**

The Level, Area of jurisdiction and Chairman/members of the Certifying/ Medical Authority are tabulated below:

1	2	3	4
Sr. No.	Type of Disability	Govt. Healthcare institutions, where assessment & certification of disability may be done	Members* of Certifying/ Medical Authority
<b>A</b>	<b>District and Sub-Divisional Certifying/ Medical Authority</b> <b>Area of Jurisdiction: District</b> [Civil Surgeon at DCH and SMO I/c at SDH, as Chairman] (In absence of above, PMO/MS at DCH and SMO/DMS at SDH)		
1	<b>LOCOMOTOR</b> (a) Permanent Physical impairment of Limbs (b) Permanent Physical impairment of spine (c) Permanent Physical impairment with amputations	All the DCH and SDH, where subject specialist is available	1. Specialist of Orthopaedics/ Specialist in Physical Medicine & Rehabilitation.
	(d) Permanent Physical impairment, such as Club Foot, Lymphodema, Charcot's joints, etc. (e) Disability due to chronic neurological conditions (f) Spinal Cord Injuries (g) Acid Attack Victims (h) Cerebral Palsy affected (i) Leprosy cured (j) Dwarfism (Short Stature) (k) Muscular Dystrophy	All the DCH and SDH, where subject specialists are available	1. Specialist of Orthopaedics/ Specialist in Physical Medicine & Rehabilitation. 2. Specialist(s), as per the condition of person with disability e.g. Medicine Specialist, Paediatrician, Dermatologist, Surgeon, etc.
2	<b>VISUAL IMPAIRMENT</b> (a) Blindness (b) Low Vision	All the DCH and SDH, where subject specialist is available	1. Ophthalmologist (Eye Surgeon)
3	(a) <b>HEARING IMPAIRMENT</b> (Deaf & hard of Hearing) (b) <b>SPEECH &amp; LANGUAGE IMPAIRMENT</b>	All the DCH	1. ENT specialist. 2. Audiologist/ Speech Language Pathologist.
4	(a) <b>INTELLECTUAL DISABILITY</b> (b) <b>SPECIFIC LEARNING DISABILITY</b>	All the DCH	1. Paediatrician/ Paediatric Neurologist (where available)/ Psychiatrist or Physician, if age >18 years. 2. Clinical or Rehabilitation Psychologist 3. Psychiatrist or Occupational therapist or Special Educator, as the case may be.

1	2	3	4
5	MENTAL ILLNESS	All the DCH	1. Psychiatrist for clinical assessment 2. Trained Psychologist to administer IQ tests.
6	Disability caused due to CHRONIC NEUROLOGICAL CONDITIONS, such as Multiple Sclerosis, Parkinson's Disease.	All the DCH	1. Paediatrician for childhood neurological conditions/ Psychiatrist for mental illness due to chronic neurological conditions/ Neurologist for chronic neurological conditions without mental illness. 2. Specialist of Orthopaedics/ Specialist in Physical Medicine & Rehabilitation for certifying locomotor disability. 3. Trained Psychologist to administer IQ tests.
7	Disability caused due to BLOOD DISORDERS: a) Sickle cell Disease b) Thalassemia c) Haemophilia	All the DCH	1. General Physician or Paediatrician, as the case may be. 2. Specialist of Orthopaedics/ Specialist in Physical Medicine & Rehabilitation. 3. Respective Specialist(s) related to Sequel e.g. Visual abnormality, hearing problem, cerebral dysfunction, etc., as the case may be.
8	MULTIPLE DISABILITIES	All the DCH	1. Respective Specialist(s), as the case may be.
<b>B</b>	<b>Regional Certifying/ Medical Authority</b> <b>Area of jurisdiction: Adjacent districts, as per instructions of DMER/ DGHS/ Govt. of Haryana</b> [MS/ DMS (in absence of MS), as Chairman]		
	All types of disabilities	Govt. Medical Colleges of Haryana	Respective Specialists, as mentioned against each of disability
<b>C</b>	<b>State Certifying/ Medical Authority</b> <b>Area of jurisdiction: Whole State of Haryana</b> [Director/ Additional Director (in absence of Director), as Chairman]		
	All types of disabilities	PGIMS, Rohtak#	Heads of the Department of respective Specialty, as mentioned against each of disability

\* Chairman may nominate additional member(s), as he deem appropriate.

# PGIMS, Rohtak is State as well as Regional Certifying/ Medical Authority.

#### Abbreviations:

DCH: District Civil hospital

SDH: Sub-Divisional Hospital

PMO: Principal Medical Officer

MS: Medical Superintendent

SMO I/c: Senior Medical Officer In-charge

DMS: Deputy Medical Superintendent

#### 5. Appeal against the decision of the Certifying/ Medical Authority issuing Certificate of Disability:

- (i) Any applicant for a disability certificate, aggrieved by the nature of a certificate issued to him or by refusal to issue such a certificate in his favour, as the case may be, may represent against such a decision to the DGHS, Haryana, the Appellate Authority under sub-section (1) of section 59 of the Rights of Persons with Disabilities Act, 2016; within the duration of **ninety days** of issuance/refusal of such certificate.

Provided that, where a person with disability is a minor or suffering from mental retardation or any other disability which renders him unfit or unable to make such an application himself the application on his behalf may be made by his legal guardian.

- (ii) Such appeal shall be accompanied by a copy of the Certificate of Disability or letter of rejection i.e. Form VIII, being appealed against.
- (iii) On receipt of such appeal, the DGHS, Haryana may pass order regarding reassessment at concerned Regional or State Certifying/Medical Authority, or at PGIMER-Chandigarh/ AIIMS-New Delhi, as the case may be. However, in case of non-requirement of reassessment; DGHS, Haryana shall, after giving the appellant an opportunity of being heard, pass such orders on it, as it may deem appropriate.
- (iv) Such appeal shall, as far as possible, be disposed of within a fortnight of its receipt, but in any case not later than **sixty days** from such date.

**6. Certificate of Disability issued under section 2 to be generally valid for all purposes:**

A person, to whom the Certificate of Disability is issued under section 2, shall be entitled to apply for facilities, concessions and benefits admissible for persons with disabilities under various schemes of the Government and Non-Governmental organizations funded by the Government.

**7. Assessment Board for Persons with Disabilities with High Support Needs:**

- (i) On the request of the authority for providing special provisions to the Persons with Disabilities with **High Support Needs**, to be notified by the Haryana Government, under section 38(1) of the Persons with Disabilities Act, 2016; the assessment of such persons shall be carried out by an Assessment Board, consisting of the members, as follows:
  - 1. Civil Surgeon or PMO/MS (in absence of Civil Surgeon), as Chairman.
  - 2. Respective Specialists e.g. Specialist of Orthopaedics/ Specialist in Physical Medicine & Rehabilitation/ Ophthalmologist/ ENT specialist/ Paediatrician/ Paediatric Neurologist/ Physician/ Neurologist/ Psychiatrist/ Clinical Psychologist/ etc., as the case may be.
  - 3. District Social Welfare Officer
  - 4. Any other expert(s), as Chairman deems appropriate.
- (ii) The Assessment Board shall invite the applicant, who has applied for high support, for assessment and may, if necessary, seek clinical assessment.
- (iii) The Assessment Board shall assess the applicant, on the basis of parameters & guidelines and assign score, as prescribed in the rules, as notified by Government of India vide notification dated 22.10.2018 and amendments thereof; and submit its recommendations to the notified Authority, within a period of **ninety days**, from the date of receiving request for assessment from such notified Authority.

This issues with the approval of competent authority and comes into force with immediate effect.

Chandigarh:  
The 20th July, 2021.

RAJEEV ARORA,  
Additional Chief Secretary to Government Haryana,  
Health Department.